IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.8238 of 2006(O&M)
Date of Decision: 21.11.2006

Raghubir Singh and another

Petitioners

versus

Haryana Financial Corporation and another

Respondents

CORAM:- **HON'BLE MR. JUSTICE JASBIR SINGH**

HON'BLE MR. JUSTICE PRITAM PAL

Present: Shri R.M.Singh, Advocate for the petitioners
Shri Puneet Gupta, Advocate for the respondents
Shri K.D.S.Hooda, Advocate for the applicant

Jasbir Singh, J. (Oral)

This writ petition has been filed with a prayer to quash recovery notice issued to the petitioners by the respondents. It has been brought to our notice that vide order dated 9.10.2006, defaulted account of the petitioners has been settled as per *One Time Settlement Policy*. Photocopy of the order has been placed on record. In view of the order, referred to above, this writ petition has become infructuous. So far as application under Order 1 Rule 10 CPC is concerned, at the time of arguments, Shri Gupta has admitted that the applicant has paid an amount of Rs.4,10,000/- to purchase the property, in dispute. In view of the settlement arrived at between the petitioners and the respondents, we feel that the applicant is entitled to recover that amount and accordingly, the Haryana Financial Corporation is directed to refund the amount, referred to above, to the applicant within 15 days from today, on an application moved in that regard.

Disposed of.

(Jasbir Singh)
Judge

November 21, 2006
gk

(Pritam Pal)
Judge